



LAP6 Rec'd PTO 27 FEB 2006

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

MAIL STOP MISSING PARTS
COMMISSIONER FOR PATENTS

P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, on February 22, 2006

QUINE INTELLECTUAL PROPERTY LAW GROUP P.C.

By

Deborah Berwick
Deborah Berwick

Attorney Docket No. 316T-001810US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Olive Foster and Jennifer L. Whistler

Application No.: 10/520,053

International Filing Date: May 29, 2003

For: **ANTAGONIZING NK-1 RECEPTORS
INHIBITS CONSUMPTION OF
SUBSTANCES OF ABUSE**

Confirmation No. 5083

Examiner: Unassigned

Art Unit: Unassigned

TRANSMITTAL LETTER - RESPONSE
TO NOTICE OF MISSING PARTS

ATTN:
MAIL STOP MISSING PARTS
COMMISSIONER FOR PATENTS
P.O. BOX 1450, ALEXANDRIA, VA 22313-1450

Sir:

Pursuant to the "Notice to File Missing Parts of Non-Provisional Application" dated November 30, 2005, enclosed are the following to be made of record in the above-identified application:

- 1) Executed Declaration
- 2) Power of Attorney and Certificate of Assignee Under 37 C.F.R. § 3.73(b)
(+ copy of Assignment - not for recordation-note: The Assignment for recordation is being sent concurrently under separate cover to Box Assignment, pursuant to the MPEP @ Page 300-M and Form PTO-1619A)
- 3) Copy of Notice of Missing Parts
- 4) Petition for Extension of Time for 1 month Under 37 CFR 1.136(a)
- 5) Fee transmittal sheet
- 6) Transmittal Sheet
- 7) Receipt indication postcard

RECEIVED

Please charge Deposit Account No. 50-0893 for the following fees:

Small entity: (a) Basic Filing Fee (§ 1.16(a)) \$ 0.00
(b) Utility Search fee \$ 0.00
(c) Utility Examination Fee \$ 0.00
(d) Excess Claims Fees (§ 1.16(b), (c)):
____ - 20 = ____ x 25 = \$ 0.00
____ - 3 = ____ x 100 = \$ 0.00
(e) Multiple Dependent Claim Fee (*if applicable*) \$ 0.00
(f) Application Size Fee
Total Sheets Extra Sheets
_____ - 100 = _____ /50 = _____ (round up) x \$125.00 = \$ 0.00
(g) Missing Parts Surcharge \$ 65.00

TOTAL FEES TO BE CHARGED \$ 65.00

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to Deposit

Account No. 50-0893.
00000101 500893 10520053

03/01/2006 ATRAN1

01 FC:2617

65.00 DA

Respectfully submitted,



Tom Hunter
Reg. No. 38,498

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.
P.O. BOX 458
Alameda, CA 94501
(510) 337-7871/Fax (510) 337-7877
TH:db

*PCT*

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/520,053	Olive Foster	316T-001810US

INTERNATIONAL APPLICATION NO.	
PCT/US03/17181	
I.A. FILING DATE	PRIORITY DATE
05/29/2003	05/29/2002

22798
QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.
P O BOX 458
ALAMEDA, CA 94501

RECEIVED

DEC 06 2005

CONFIRMATION NO. 5083
371 FORMALITIES LETTER



OC000000017495388

Date Mailed: 11/30/2005

Quine Intellectual Property Law Group, PC

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/27/2004
- Copy of the International Search Report filed on 12/27/2004
- Oath or Declaration filed on 12/27/2004
- Request for Immediate Examination filed on 12/27/2004
- U.S. Basic National Fees filed on 12/27/2004

RESPONSE DUE *Jan 30, 2006*

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

Jan 12/16/05

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

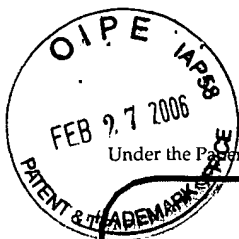
FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/520,053	PCT/US03/17181	316T-001810US

FORM PCT/DO/EO/905 (371 Formalities Notice)



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

12

Application Number

10/520,053

Filing Date

Int Filing Date: May 29, 2003

First Named Inventor

Foster, Olive

Group Art Unit

Unassigned

Examiner Name

Unassigned

Attorney Docket Number

316T-001810US

ENCLOSURES (check all that apply)

- ☒ Fee Transmittal Form
☐ Fee Attached
☐ Amendment / Response
☐ After Final
☐ Affidavits/declaration(s)
☒ Extension of Time Request
☐ Express Abandonment Request
☐ Information Disclosure Statement
☐ Certified Copy of Priority Document(s)
☒ Response to Missing Parts/ Incomplete Application
☒ Copy of Notification of Missing Requirements

- ☒ Copy of Assignment -not for recordation
☒ Executed Declaration
☐ Drawings
☐ Letter to Official Draftsperson
☐ Substitute Specification
☒ Executed Power of Attorney and 3.73b Certificate
☐ Terminal Disclaimer
☐ Small Entity Statement
☐ Request for Refund

- ☐ After Allowance Communication to Group
☐ Appeal Communication to Board of Appeals and Interferences
☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
☐ Proprietary Information
☐ Status Letter
☒ Additional Enclosure(s) (please identify below):
receipt acknowledgment postcard

Authorization to Charge Deposit Account

Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENTFirm
or
Individual name

Tom Hunter, Reg. No. 38,498, Quine Intellectual Property Law Group P.C.

Signature

Date

21 Feb 2006

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

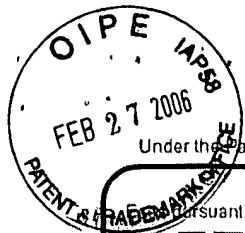
Typed or printed name

Deborah Berwick

Signature

Date

February 22, 2006



Effective on 12/08/2004.

Pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$) **125.00**

Complete if Known

Application Number	10/520,053
Filing Date	Int. Filing Date: May 29, 2003
First Named Inventor	Foster, Olive
Examiner Name	Unassigned
Art Unit	Unassigned
Attorney Docket No.	316T-001810US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☒ Other (please identify): **Deposit Account**

☒ Deposit Account Deposit Account Number: **50-0893** Deposit Account Name: **Quine Intellectual Property Law Group, P.C.**

For the above identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
Total Claims		
Extra Claims		
Fee (\$)		
Fee Paid (\$)		
HP = highest number of total claims paid for, if greater than 20.		
Indep. Claims		
Extra Claims		
Fee (\$)		
Fee Paid (\$)		
HP = highest number of independent claims paid for, if greater than 3.		

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 27 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	(\$)	Fee Paid (\$)
- 100	/50 =	Round up to a whole number) x		

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)	Fees Paid (\$)
Other (e.g., late filing surcharge):	65.00
Other: Petition for Extension of Time for 1 Month	60.00
Other:	
Other:	
Other:	
Other:	
Other:	

SUBMITTED BY

Signature		Registration No. 38,498	Telephone (510) 337-7871
Name (Print/Type)	Tom Hunter	Date	2/21/06